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March 23, 2005

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

TRANSMITTAL OF SUPPLEMENTAL INFORMATION DISCLOSURE STATEMENT

Mail Stop Amendment Commissioner for Patents P.O. Box 1450 Alexandria, VA 22313-1450

Re:

U.S. Patent Application No. 10/786,385 filed 02/24/04

Applicant: Wheatley, Alan et al.

Title: AIR FRESHENER AND METHOD

Group Art Unit: 3752

Attorney Docket No. 21475.NP

Sir/Madam:

Transmitted herewith for filing and pursuant to 37 C.F.R. §§ 1.56 and 1.97 is a Supplemental Information Disclosure Statement.

Enclosed also are the following designated documents, as required under 37 C.F.R. §§ 1.97 and 1.98:

\boxtimes	Form PTO-1449 list of Creferences submitted for consideration.
	Legible copies of the listed references or their relevant portions.
	Legible copies of the listed <u>non-patent documents and foreign documents</u> or their relevant portions are included.
\boxtimes	Copies of U.S. patents and/or publications are not included pursuant to the Official Gazette Notice, dated Aug. 5, 2003, waiving the requirement of 37 C.F.R. 1.98(a)(2)(i).

Commissione Page 2	r for Patents
	All English translations of each non-English reference, if any, within the possession, custody, control or availability of anyone designated in 37 C.F.R. § 1.56(c) (see 37 C.F.R. § 1.98(c)).
	llowing are included within the Information Supplemental Disclosure Statement if as required under 37 C.F.R. § 1.98:
	Concise explanation of relevance of each reference not in English and unaccompanied by an English translation.
	Statement that certain listed references not enclosed are substantially cumulative of an enclosed reference.
	Statement that certain listed references not enclosed were previously cited by or submitted to the Office in prior application no. , filed on, which is relied upon for an earlier filing date under 35 U.S.C. § 120.
In order if required, is	er to secure consideration of the items designated above, one or more of the following, also enclosed:
\boxtimes	Statement under 37 C.F.R. § 1.97(e)(1) or (2).
	Check No, which includes the amount of \$0.00 (amount in § 1.17(p)) constituting the submission fee set forth in 37 C.F.R. § 1.17(p).
	event that 37 C.F.R. § 1.97(c) applies and the Examiner is not satisfied that the its the requirements of 37 C.F.R. § 1.97(e), or in any other event remediable by a fee,

please credit any over payment or charge any additional fees to Deposit Account No. 20-0100 of the undersigned.

Respectfully submitted,

Garron M. Hobson Attorney for Applicant

Registration No. 41,073

THORPE NORTH & WESTERN, LLP

Customer No. 20,551

P.O. Box 1219

Sandy, Utah 84091-1219

Telephone: (801) 566-6633

GMH/skp



IN THE UNITED STATES PATENT & TRADEMARKS OFFICE

ART UNIT:

3752

EXAMINER:

APPLICANT:

Wheatley, Alan et al.

SERIAL NO.:

10/786,385

FILED:

2/24/2004

CONFRM. NO.: 2883

FOR: AIR FRESHENER AND METHOD

CERTIFICATE OF MAILING UNDER 37 C.F.R. § 1.8

DATE OF DEPOSIT: March 30, 2001

I hereby certify that this paper or fee (along with any paper or fee referred to as being attached or enclosed) is being deposited with the United States Postal Service as first class mail with sufficient postage on the date indicated above and is addressed to: Mail Stop Amendment, Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1450.

Garron M. Hobson

SUPPLEMENTAL INFORMATION DISCLOSURE STATEMENT UNDER 37 C.F.R. § 1.97

Mail Stop Amendment Commissioner for Patents P.O. Box 1450 Alexandria, VA 22313-1450

Sir/Madam:

Please find, pursuant to 37 C.F.R. § 1.98(a)(1), the enclosed Form PTO-1449 which contains a list of all patents, publications, or other items that have come to the attention of one or more of the individuals designated in 37 C.F.R. § 1.56(c). Applicant respectfully submits that this Information Disclosure Statement is filed pursuant to:

		37 C.F.R. § 1.97 (b)(1) or (3), within three months of the filing date of the application, or
before	a first o	office action on the merits, whichever occurs last;

37 C.F.R. § 1.97 (c), after a first office action on the merits, but before a Final Office Action or a Notice of Allowance, whichever occurs first, and is accompanied by either 1) a statement in accordance with 37 C.F.R. § 1.97(e), or 2) the fee set forth in§1.17(p); or

37 C.F.R. § 1.97 (d), after a Final Office Action or Notice of Allowance, whichever occurs first, but on or before payment of the issue fee, and is accompanied by both 1) a statement in accordance with 37 C.F.R. § 1.97(e), and 2) the fee set forth in §1.17(p).

While no representation is made that any of these references may be "prior art" within the meaning of that term in accordance with 35 U.S.C. §§ 102 or 103, the enclosed list of references is disclosed so as to comply with the duty of disclosure set forth in 37 C.F.R. § 1.56.

Moreover, while no representation is made that a specific search of office files or patent office records has been conducted or that no better art exists, the undersigned attorney of record believes that the references listed, together with any other references which may have been previously submitted or listed, are the closest to the claimed invention (taken in its entirety) of which the undersigned is presently

Supplemental Information Disclosure Statement Application No. <u>10/786,385</u> Page 2

aware, and no art which is closer to the claimed invention (taken in its entirety) has been knowingly
withheld.
A legible copy of each listed U.S. Patent or publication (or relevant portion thereof)
which was not previously submitted to, or cited by, the Patent Office is enclosed pursuant to 37
C.F.R. §§ 1.97 and 1.98.
A legible copy of each of the listed non-patent literature and foreign documents or
their relevant portions is enclosed.
Copies of cited U.S. patents and/or publications are NOT enclosed pursuant to the
Official Gazette Notice, dated Aug. 5, 2003, waiving the requirement of 37 C.F.R. § 1.98(a)(2)(i).
Copies of the references listed in the accompanying Form PTO-1449 are NOT
enclosed because, under 37 C.F.R. § 1.98(d), they were previously cited by or submitted to the
Office in application number , which is relied upon for an earlier filing date under
35 U.S.C. § 120.
For all listed references that are not either in the English language or accompanied by a

For all listed references that are not either in the English language, or accompanied by a translation into English, a concise explanation of relevance as required under 37 C.F.R. § 1.98(a)(3) is enclosed attached to each.

The Commissioner is hereby authorized to charge any additional fees associated with this communication or to credit any overpayment to Deposit Account No. 20-0100.

Dated this 30 day of March, 2005.

Respectfully submitted,

Garron M. Hobson Attorney for Applicant Registration No. 41,073

THORPE NORTH & WESTERN, LLP Customer No. 20,551 P.O. Box 1219 Sandy, Utah 84091-1219 Telephone: (801) 566-6633

GMH/skp Enclosure





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Garron M. Hobson

STATEMENT UNDER 37 C.F.R. § 1.97(e)

Mail Stop Amendment Commissioner for Patents P.O. Box 1450 Alexandria, VA 22313-1450

Sir/Madam:

Please find, pursuant to 37 C.F.R. § 1.98(a)(1), the enclosed Form PTO-1449 which contains a list of all patents, publications, or other items that have come to the attention of one or more of the individuals designated in 37 C.F.R. § 1.56(c). Applicant respectfully submits that this Information Disclosure Statement is filed pursuant to:

 \boxtimes I hereby certify that each item contained in the information disclosure statement was first cited in a communication from a foreign patent office in a counterpart foreign application not more than three months prior to the filing of the information disclosure statement; or;

I hereby certify that no item contained in the information disclosure statement was cited in a communication from a foreign patent office in a counterpart foreign application, and, to the knowledge of the person signing the certification after making reasonable inquiry, no item of information contained in the information disclosure statement was known to any individual designated in '1.56(c) more than three months prior to the filing of the information disclosure statement.

Statement Under 37 C.F.R. § 1.97(e) Application No. 10/786,385 Page 2

The Commissioner is hereby authorized to charge any additional fees associated with this communication or to credit any overpayment to Deposit Account No. 20-0100.

Dated this day of March, 2005.

Respectfully submitted,

Garron M. Hobson Attorney for Applicant Registration No. 41,073

THORPE NORTH & WESTERN, LLP Customer No. 20,551 P.O. Box 1219 Sandy, Utah 84091-1219 Telephone: (801) 566-6633

GMH/skp Enclosure

PTO-1449	U.S. DEPARTMENT OF COMMERCE PATENT AND TRADEMARK OFFICE	ATTY. DOCKET NO. 21475.NP	SERIAL NO. 10/786,385
OTP E C, LIST OF PRIOR AI	APPLICANT Wheatley, Alan J. et al.		
APR 0 1 2005 &		FILING DATE 02/24/04	GROUP 3752

APR 0 1 200					02/24/04	3752	J r
TRADE	MARK			U.S. PATENT DOCUMENTS		•	
EXAMINER INITIALS		DOCUMENT NUMBER	DATE	NAME	CLASS	SUBCLASS	FILING DATE IF APPROPRIAT
	Al	5,071,704	12/10/91	Fischel-Ghodsian			
	A2	3,655,129	04/11/72	Seiner			
	A3						
	A4						
•	A5						
	A6						
	A7						
	A8	-					
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	A10						
	A11						
	A12						
	A13						,
	A14						
	A15						
				FOREIGN PATENT DOCUMEN	TS		
EXAMINER INITIALS		DOCUMENT NUMBER	DATE	COUNTRY	CLASS	SUBCLASS	TRANSLATION YES NO
	A16						
			THER PRIO	R ART (Including Author, Title, Pe	rtinent Pages, Etc.)		
A17							
	A18						
	A19						

*EXAMINER: Initial if reference considered, whether or not citation is in conformance with MPEP 609; Draw line through citation if not in conformance and not considered. Include copy of this form with next communication with applicant.